

Sandra Storm v. GMRI, Inc. d/b/a Olive Garden
Marion County Superior Court
Cause No. 49D03-2102-CT-004687

EXHIBIT 1

STATE COURT RECORD

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Sandra Storm v. GMRI, Inc.

Case Number 49D03-2102-CT-004687
Court Marion Superior Court 3
Type CT - Civil Tort
Filed 02/10/2021
Status 02/10/2021 , Pending (active)

Parties to the Case

Defendant GMRI, Inc.

Attorney

Ryan Joseph Sterling
#3421249, Retained

REMINER CO., L.P.A.
College Park Plaza
8909 Purdue Road, Suite 200
Indianapolis, IN 46268
317-663-8570(W)

Plaintiff Storm, Sandra

Attorney

Keith Gerald Blazek
#2079749, Retained

7550 S Meridian ST
STE C-1
Indianapolis, IN 46217
317-881-2700(W)

Chronological Case Summary

02/10/2021 **Case Opened as a New Filing**

02/10/2021 **Complaint/Equivalent Pleading Filed**
Complaint for Damages

Filed By: Storm, Sandra
File Stamp: 02/10/2021

02/10/2021 **Appearance Filed**
Appearance of Keith Blazek

For Party: GMRI, Inc.
File Stamp: 02/10/2021

02/10/2021 **Subpoena/Summons Filed**
Summons to GMRI

Filed By: Storm, Sandra
File Stamp: 02/10/2021

03/11/2021

Appearance Filed

Appearance for Defendant GMRI, Inc. d/b/a Olive Garden

For Party:

GMRI, Inc.

File Stamp:

03/11/2021

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Storm, Sandra

Plaintiff

Balance Due (as of 03/11/2021)

0.00

Charge Summary

Description	Amount	Credit	Payment
Court Costs and Filing Fees	157.00	0.00	157.00

Transaction Summary

Date	Description	Amount
02/10/2021	Transaction Assessment	157.00
02/10/2021	Electronic Payment	(157.00)

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49D03-2102-CT-004687

Marion Superior Court 3

Filed: 2/10/2021 3:06 PM
Clerk
Marion County, Indiana

STATE OF INDIANA)	MARION COUNTY COURT
)ss:	
COUNTY OF MARION)	CAUSE NO.
SANDRA STORM,)	
)	
Plaintiff,)	
)	
v.)	
)	
GMRI, INC. d/b/a)	
OLIVE GARDEN,)	
)	
Defendant.)	

COMPLAINT FOR DAMAGES

COMES NOW the plaintiff, SANDRA STORM, by counsel, and for her Complaint against the defendant, GMRI, INC. d/b/a OLIVE GARDEN (hereinafter "Olive Garden"), alleges and states:

COUNT I

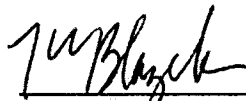
1. That at all times relevant to this complaint, the plaintiff, SANDRA STORM was a resident of Beech Grove Marion County, Indiana.
2. That at all times relevant to this Complaint, the defendant, OLIVE GARDEN was a foreign corporation doing business within Indianapolis, Indiana with its principal place of business of 1000 Darden Center Dr., Corporate Tax Dept., Orlando, FL 32837. The defendant, OLIVE GARDEN owned and operated a restaurant located at 8155 E. Washington St., Indianapolis, Indiana and was doing business as OLIVE GARDEN.
3. That on or about February 13, 2019, the plaintiff, SANDRA STORM, was an invitee and was properly present upon the said property of the defendant and was injured when she tripped and fell due to a rug or carpet that was not properly attached on the floor of the premises.

4. That the defendant, OLIVE GARDEN owed a duty to the plaintiff, SANDRA STORM in each of the following nonexclusive list of particulars:
 - a. To properly maintain its premise
 - b. To provide proper safety equipment and to maintain same.
 - c. To warn of latent defects.
5. That defendant, OLIVE GARDEN breached all its said duties owed to the plaintiff; and further, that each said breach constitutes negligence.
6. That as a proximate result of the defendant's negligence, the plaintiff, SANDRA STORM was physically injured and damaged, has endured physical pain, suffering and mental anguish; will endure physical pain, suffering and mental anguish in the future, has been prevented from attending to her usual activities; has incurred expenses for medical care; will incur additional medical expenses in the future; was permanently injured and incurred property damage.

WHEREFORE, the plaintiff, SANDRA STORM, by counsel, prays for a judgment against the defendant, GMRI, INC. d/b/a OLIVE GARDEN in a sum sufficient to compensate her for her injuries and damages, for the costs of this action, and for all other relief just and proper in the premises.

Respectfully submitted,

CRAVEN HOOVER BLAZEK, P.C.



Keith G. Blazek, #20797-49

Attorney for Plaintiff

7550 South Meridian Street, Suite C-1

Indianapolis, Indiana 46217

Phone: (317)881-2700 Fax: (317)885-4884

49D03-2102-CT-004687

Marion Superior Court 3

Filed: 2/10/2021 3:06 PM
Clerk
Marion County, Indiana

STATE OF INDIANA)	MARION COUNTY COURT
)ss:	
COUNTY OF MARION)	CAUSE NO.
SANDRA STORM,)	
)	
Plaintiff,)	
)	
v.)	
)	
GMRI, INC. d/b/a)	
OLIVE GARDEN,)	
)	
Defendant.)	

TRIAL RULE 3.1 and E-FILING APPEARANCE

COME NOW the Plaintiff, by counsel, for his Trial Rule 3.1 Appearance, and shows the Court as follows:

1. Name, address and telephone number of the initiating party or parties to the proceeding:

Name: Sandra Storm

2. Name, address, attorney number, telephone number, FAX number, and computer address of any attorney representing the initiating party, as applicable:


Keith G. Blazek
CRAVEN, HOOVER & BLAZEK, P.C.
7550 South Meridian Street, Ste.C-1
Indianapolis, Indiana 46217
Attorney Number: 20797-49
Telephone Number: (317) 881-2700
Fax Number: (317) 885-4884
Computer Address: kblazek@chblawfirm.com

- (a) The undersigned certifies that the contact information listed on the Indiana Supreme Court Roll of Attorneys is current and accurate as of the date the appearance is filed;
- (b) The undersigned acknowledges that orders, opinions, and notices, and all documents served under Trial Rule 86(G) will be sent to the attorney at the email address(es) on the Roll of Attorneys regardless of other contact information supplied by the attorney; and

- (c) The undersigned acknowledges that each attorney listed on the appearance is solely responsible for keeping his/her Roll of Attorneys contact information accurate per Ind. Admis. Disc. R. 2(A).
3. The case type of the proceeding [Administrative Rule 8(B)(3)]:
CIVIL TORT
4. This case involves child support issues. Yes _____ No X
5. This case involves a protection from abuse order, a workplace violence restraining order, or a no – contact order. Yes _____ No X
6. This case involves a petition for involuntary commitment. Yes _____ No X
7. There are related cases: Yes _____ No X
8. Additional information required by local rule: Not applicable
9. There are other party members: Yes _____ No X
10. This form has been served on all other parties and Certificate of Service is attached: Yes X No _____

Respectfully Submitted,

CRAVEN, HOOVER & BLAZEK, P.C.



Keith G. Blaze # 20797-49
Attorney for Plaintiff
7550 South Meridian Street, Suite C-1
Indianapolis, Indiana 46217
Phone: (317)881-2700 Fax: (317)885-4884
kblazek@chblawfirm.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Trial Rule 3.1 Appearance was delivered for service upon the defendant, at the same time and in the same manner as the Complaint and Summons in this action was served upon said defendant.

CRAVEN, HOOVER & BLAZEK, P.C.

Keith G. Blazek
Attorney for Plaintiff

49 D03 - 2102 - CT - 004687

Filed: 2/10

Marion Superior Court 3

Cl
Marion Coun

STATE OF INDIANA)
)ss: MARION COUNTY COURT
 COUNTY OF MARION) CAUSE NO.

SANDRA STORM,)
)
 Plaintiff,)
)
 v.)
)
 GMRI, INC. d/b/a)
 OLIVE GARDEN,)
)
 Defendant.)

SUMMONS

TO DEFENDANT: GMRI, INC. d/b/a OLIVE GARDEN c/o REGISTERED AGENT
 CORPORATE CREATIONS NETWORK, INC.
 8520 ALLISON POINTE BOULEVARD, SUITE 220
 INDIANAPOLIS, IN 46250

1. You are hereby notified that you have been sued by the persons named as plaintiff and in the Court indicated above located at 200 E. Washington St., Indianapolis, IN 46204.
2. The nature of the suit against you is stated in the complaint which is attached to this Summons. It also states the relief sought or the demand made against you by the plaintiffs.
3. An answer or other appropriate response in writing to the complaint must be filed either by you or your attorney within twenty (20) days, commencing the day after you receive this Summons, (or twenty-three (23) days if this Summons was received by mail), or a judgment by default may be rendered against you for the relief demanded by plaintiffs.

Dated 2 / 10 / 2021

Myka A. Eldridge (Seal)
 Clerk, Marion Circuit/Superior Court

The following manner of service of summons is hereby designated: Registered or certified mail.



Keith G. Blazek (#20797-49)
 CRAVEN HOOVER BLAZEK, P.C.
 Attorney for Plaintiff
 7550 S. Meridian Street, Ste. C
 Indianapolis, Indiana 46217
 Phone: (317)881-2700/Fax: (317)885-4884

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

MARION COUNTY SUPERIOR COURT

CAUSE NO. 49D03-2102-CT-004687

SANDRA STORM

Plaintiff,

vs.

GMRI, INC. d/b/a
OLIVE GARDEN,

Defendant.

E-FILING APPEARANCE BY ATTORNEY IN CIVIL CASE**This Appearance Form must be filed on behalf of every party in a civil case.**

1. The party on whose behalf this form is being filed is:
Initiating _____ Responding X Intervening _____ ; and
the undersigned attorney and all attorneys listed on this form now appear in this case for
the following parties:

Name of party GMRI, INC. d/b/a OLIVE GARDEN

2. Attorney information for service as required by Trial Rule 5(B)(2)

Name: Ryan J. Sterling Atty Number: 34212-49Address: Reminger Co., LPA, College Park Plaza, 8909 Purdue RoadSuite 200, Indianapolis, Indiana 46268Phone: (317) 663-8570Fax: (317) 228-0943Email Address: rsterling@reminger.com**IMPORTANT:** Each attorney specified on this appearance:

- (a) certifies that the contact information listed for him/her on the Indiana Supreme Court Roll of Attorneys is current and accurate as of the date of this Appearance;
- (b) **acknowledges that all orders, opinions, and notices from the court in this matter that are served under Trial Rule 86(G) will be sent to the attorney at the email address(es) specified by the attorney on the Roll of Attorneys**

- (c) **regardless of the contact information listed above for the attorney;** and understands that he/she is solely responsible for keeping his/her Roll of Attorneys contact information current and accurate, see Ind. Admis. Disc. R. 2(A).

Attorneys can review and update their Roll of Attorneys contact information on the Courts Portal at <http://portal.courts.in.gov>.

3. This is a _____ CT _____ case type as defined in administrative Rule 8(B)(3).
4. This case involves child support issues. Yes _____ No X (If yes, supply social security numbers for all family members on a separately attached document filed as confidential information on **light green paper**. Use Form TCM-TR3.1-4.)
5. This case involves a protection from abuse order, a workplace violence restraining order, or a no – contact order. Yes _____ No X (If Yes, the initiating party must provide an address for the purpose of legal service but that address should not be one that exposes the whereabouts of a petitioner.) The party shall use the following address for purposes of legal service:

_____ Attorney's address
 _____ The Attorney General Confidentiality program address
 (contact the Attorney General at 1-800-321-1907 or e-mail address is **confidential@atg.in.gov**).
 _____ Another address (provide) _____

This case involves a petition for involuntary commitment. Yes _____ No X

6. If Yes above, provide the following regarding the individual subject to the petition for involuntary commitment:
- Name of the individual subject to the petition for involuntary commitment if it is not already provided in #1 above: _____
 - State of Residence of person subject to petition: _____
 - At least one of the following pieces of identifying information:
 - Date of Birth _____
 - Driver's License Number _____
 State where issued _____ Expiration date _____
 - State ID number _____
 State where issued _____ Expiration date _____
 - FBI number _____
 - Indiana Department of Corrections Number _____
 - Social Security Number is available and is being provided in an attached confidential document Yes _____ No X
7. There are related cases: Yes _____ No X (If yes, list on continuation page.)
8. Additional information required by local rule: _____
9. There are other party members: Yes _____ No _____ (If yes, list on continuation page.)

10. This form has been served on all other parties and Certificate of Service is attached:
Yes X No

Respectfully submitted,

/s/ Ryan J. Sterling
Ryan J. Sterling (34212-49)
REMINER CO., LPA
College Park Plaza
8909 Purdue Road
Suite 200
Indianapolis, IN 46268
T: 317-663-8570
F: 317-228-0943
rsterling@reminger.com
Attorney for Defendant,
GMRI, Inc. d/b/a Olive Garden

CERTIFICATE OF SERVICE

I certify that on this 11th day of March, 2021, a copy of the foregoing document was filed using the Court's Electronic Filing System. Notice of this filing will be sent to all parties by operation of the Court's Electronic Filing System. Parties may access this filing through the Court's Electronic Filing System.

Keith G. Blazek
CRAVEN HOOVER BLAZEK, P.C.
7550 South Meridian Street
Suite C-1
Indianapolis, IN 46217
Counsel for Plaintiff

/s/ Ryan J. Sterling
Ryan J. Sterling (34212-49)
REMINER CO., LPA